



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#29 1/2
Jury
3/7/02

In re application of:

Maurice Zauderer

Appl. No. 08/935,377

Filed: September 22, 1997

For: **T Cells Specific for Target
Antigens and Vaccines Based
Thereon**

Confirmation No. 8588

Art Unit: 1644

Examiner: Decloux, Amy M.

Atty. Docket: 1821.0010000/EKS/HCC

Petition to Reset Period for Reply

RECEIVED
FEB 21 2002
TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby requests that the period for replying to the outstanding Restriction Requirement be reset. Instead of running from the stated mailing date of December 4, 2001, Applicants request that the period for reply be reset to run from **February 7, 2002** which is the date of receipt of the Restriction Requirement at the correspondence address.

Applicant believes that the Restriction Requirement was received late due to delays in the U.S. Postal Service. As evidence that delays in the U.S. Postal Service are responsible for the late receipt of the Restriction Requirement, Applicant submits herewith a photocopy of the Restriction Requirement, indicating that it arrived at the correspondence address 65 days after it was sent.

Applicant submits that the period for reply should be reset because the following criteria, as set forth in MPEP § 710.06, have been met:

(A) This petition is being filed within two (2) weeks of the date of receipt of the Restriction Requirement;

(B) A substantial portion of the set reply period had elapsed on the date of receipt of the Restriction Requirement; *i.e.*, more than the entire two (2) month reply period had elapsed as of February 7, 2002; and

(C) (1) As evidence showing the date of receipt of the Restriction Requirement at the correspondence address, Applicants submit herewith a photocopy of the Restriction Requirement having the date of receipt stamped thereon; and

(2) Applicants state that the date of receipt of the Restriction Requirement at the correspondence address is **February 7, 2002**. The enclosed photocopy of the Restriction Requirement establishes the date of receipt of the Restriction Requirement at the correspondence address by the date stamp indicating "FEB 7 2002." The date stamp was mechanically placed on the Restriction Requirement at the time it was received at the correspondence address.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Helene C. Carlson
Agent for Applicant
Registration No. 32,893

Date: February 15, 2002
1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934
(202) 371-2600
PAUSERS\HCARLSON\1821\001-0\pto\resetPeriodPetition.wpd
SKGF rev 1/26/01 mac